IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.V.K.BALI
&
THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN

MONDAY, THE 1ST JANUARY 2007 / 11TH POUSHA 1928

W.A.No.1152 of 2000

AGAINST THE JUDGEMENT IN O.P.2065/2000 DATED 31/01/2000
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APPELLANTS/PETITIONERS:-
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1. THE ASSISTANT EXCISE COMMISSIONER, KOLLAM.

2. MECHANICAL ENGINEER,
EXCISE DEPARTMENT, THIRUVANANTHAPURAM.

BY SENIOR GOVERNMENT PLEADER SRI.M.R.SABU.

RESPONDENT/PETITIONER:-

B.M.BOHRA, PROPRIETOR, BOHRA INVESTMENTS,
53, ERULAPPAN STREET, SOWCARPET, CHENNAI - 600 079,
REPRESENTED BY POWER OF ATTORNEY HOLDER G.JYOTHYKUMAR,
AGED 32 YEARS, S/O.GOPALAKRISHNAN PILLAI,
GOE SADANAM, CHEMMANTHOOR, PUNALUR.

BY ADV. SRI.C.C.THOMAS

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 01/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:-

V.K.Bali,C.J. & M.Ramachandran,J.

W.A.No.1152 of 2000

Dated, this the 1st day of January, 2007

JUDGMENT

V.K.Bali,C.J. (Oral)

By the impugned order dated 31st January, 2000 recorded in O.P.No.2065 of 2000, the learned Single Judge had only directed temporary release of the vehicle against bank guarantee. This order is to enure adjudication of an Abkari case. It is not understandable as to what rights of the State have been adversely affected by the impugned order. Temporary arrangements made during the pendency of the proceedings before the appropriate authority, such as the one made by the learned Single Judge, is just and proper in the circumstances of the case and calls for no interference by the appellate Court. No merits. Dismissed. All pending interlocutory applications shall stand dismissed.

V.K.Bali
Chief Justice

M.Ramachandran
Judge

vku/-